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J. Corielus

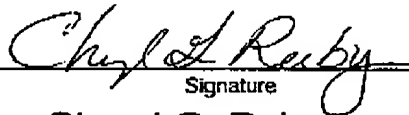
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## TRANSMITTAL FORM

## FEE FORM

TERMINAL DISCLAIMER (DISCLAIMER FILED APRIL 13, 2004 HAS BEEN MISPLACED)  
FILE HISTORY SHEET FROM PAIR (INDICATING THAT FEE HAS ALREADY BEEN PD)

TOTAL NUMBER OF PAGES SUBMITTED INCLUDING COVER PAGE: 5

SERIAL NUMBER: 09/864,537

FILED: MAY 23, 2001

INVENTOR: R. C. BARRETT ET AL.

DOCKET NUMBER: AM9-97-133-US2

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PTO/SB/21 (08-00)

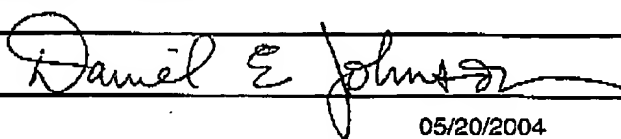
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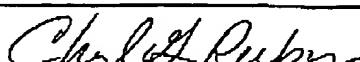
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<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/864,537	<b>RECEIVED</b>  <b>CENTRAL FAX CENTER</b>  <b>MAY 20 2004</b>
	Filing Date	05/23/2001	
	First Named Inventor	R. C. Barrett et al.	
	Group Art Unit	2172	
	Examiner Name	Jean M. Corrielus	
Total Number of Pages in This Submission	5	Attorney Docket Number	AM9-97-133-US2

ENCLOSURES <i>(check all that apply)</i>		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i> <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Daniel E. Johnson
Signature	
Date	05/20/2004

CERTIFICATE OF MAILING			
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Signature		Date	05/20/2004

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PTO/SB/17 (10-01)

Approved for use through 10/31/2002. OMB 0851-0032

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# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 0.00

## Compleat if Known

Application Number	09/864,537
Filing Date	05/23/2001
First Named Inventor	R. C. Barrett et al.
Examiner Name	Jean M. Corielus
Group Art Unit	2172
Attorney Docket No.	AM9-97-133-US2

## METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 09-0441  
Deposit Account Name IBM CORPORATION

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit card ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 740	201 370	Utility filing fee	
106 330	208 165	Design filing fee	
107 510	207 255	Plant filing fee	
108 740	208 370	Reissue filing fee	
114 160	214 80	Provisional filing fee	

SUBTOTAL (1) (\$ 0.00

### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	18.00	0.00
Multiple Dependent	-3** =	84.00	0.00

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 84	202 42	Independent claims in excess of 3
104 280	204 140	Multiple dependent claim, if not paid
109 84	209 42	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0.00

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for ex parte reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 400	216 200	Extension for reply within second month	
117 920	217 460	Extension for reply within third month	
118 1,440	218 720	Extension for reply within fourth month	
128 1,960	228 980	Extension for reply within fifth month	
119 320	219 160	Notice of Appeal	
120 320	220 160	Filing a brief in support of an appeal	
121 280	221 140	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,280	241 640	Petition to revive - unintentional	
142 1,280	242 640	Utility issue fee (or reissue)	
143 460	243 230	Design issue fee	
144 820	244 310	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(g)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 740	246 370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))	
179 740	279 370	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	

Other fee (specify) Statutory Disclaimer

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0.00

## SUBMITTED BY

Name (Print/Type)	Daniel E. Johnson	Registration No. (Attorney/Agent)	37,033	Telephone	408-927-3367
Signature	<i>Daniel E. Johnson</i>	Date	05/20/2004		

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PTO/SB/28 (08-03)

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<b>TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT</b>	Docket Number (Optional) <b>AM9-97-133-US2</b>
<p>In re Application of: <b>R. C. Barrett et al.</b></p> <p>Application No.: <b>09/864,537</b></p> <p>Filed: <b>May 23, 2001</b></p> <p>For: <b>METHOD AND SYSTEM FOR PUSHING INFORMATION TO A CLIENT IN AN INFORMATIONAL PROCESSING SYSTEM (As Amended)</b></p> <p>The owner, International Business Machines Corporation, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. <u>6,490,584</u>. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.</p> <p>Check either box 1 or 2 below, if appropriate.</p> <p>1. <input type="checkbox"/> For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <p>2. <input checked="" type="checkbox"/> The undersigned is an attorney or agent of record.</p> <div style="display: flex; justify-content: space-between; align-items: flex-end; margin-top: 20px;"> <div style="text-align: center;"> <p style="font-size: 1.5em; font-family: cursive;">Reg # 37,033</p> </div> <div style="text-align: center;"> <p style="font-size: 1.2em; font-family: cursive;">Daniel E. Johnson</p> <p>Signature</p> <hr/> <p>Daniel E. Johnson</p> <p>Typed or printed name</p> <hr/> <p>408-927-3367</p> <p>Telephone Number</p> </div> <div style="text-align: center;"> <p style="font-size: 1.2em;">May 20, 2004</p> <p>Date</p> </div> </div> <p><input type="checkbox"/> Terminal disclaimer fee under 37 CFR 1.20(d) included.</p> <p style="text-align: center;"><b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b></p> <p style="font-size: 0.8em;">*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.</p>	

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## PATENT APPLICATION INFORMATION RETRIEVAL



Search results for application number: 09/864,537

Application Number	09/864,537	Customer Number	30355
Filing or 371(c) Date	05-23-2001	Status	Advisory Action Mailed
Application Type	Utility	Status Date	04-27-2004
Examiner Name	CORRIELUS, JEAN M	Location	TC 2100
Group Art Unit	2172	Location Date	05-14-2004
Confirmation Number	4656	Earliest Publication No	US 2002-0054057 A1
Attorney/Docket Number	AM9-97-133-US2	Earliest Publication Date	05-09-2002
Class/Sub-class	707/010	Patent Number	-
First Name/Inventor	Robert Barrett, San Jose, CA	Issue Date of Patent	-
Title of Invention	METHOD AND SYSTEM FOR PUSHING INFORMATION TO A CLIENT AN INFORMATION PROCESSING SYSTEM		

### Search Options

Continuity Data
Publication Review
Published Documents

### File History

Date	Contents Description
04-27-2004	Mail Advisory Action (PTOL - 303)
04-27-2004	Advisory Action (PTOL-303)
04-13-2004	terminal disclaimer fee paid
04-21-2004	Date Forwarded to Examiner
04-13-2004	Amendment after Final Rejection